

PC SCAN

No. 10 C 4603

FILED
1/3/2025

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IN THE
District Court of Illinois
Northern DistrictTHOMAS G. BRUTON
CLERK, U.S. DISTRICT COURTDon Lippeet Et. AL
Plaintiff

V.

Latoya Hughes Et. AL.
Defendant* E-File *
CASE NO. 10 C 4603Judge
George A. LopezMotion to Compel
BY MANDAMUS
AND JOINDER

Come now Scott PETERS Prose and in support of his
motion to compel BY MANDAMUS AND JOINDER:
AVERS AS FOLLOWS;

1. IN 2010 THE ABOVE CAPTIONED SUIT WAS BROUGHT BY Don Lippeet Et. AL. CLAIMING DEPRIVATION OF MEDICAL AND DENTAL CARE BY THE GOVERNMENT AGENCY ILLINOIS DEPARTMENT OF CORRECTIONS WHICH HAS A DUTY TO GIVE THE CARE OR SERVICES. ON 3 MAY 2019 A FEDERAL CONSENT DECREE WAS ORDERED BY THE COURT TO OVERSEE AND IDENTIFY I.D.O.C.'S VIOLATIONS.
2. IN 2014 PETITIONER ENTERED THE SYSTEM AS AN INCARCERATED DISABLED VETERAN CATASTROPHICALLY INJURED WHILE ON DUTY TO THE UNITED STATES ARMY AND UNDER THE UNITED STATES CODE ANNOTATED CHAPTER 38 INCARCERATED VETERANS DO NOT FORFEIT THEIR ELIGIBILITY FOR HEALTH CARE. WHEN PRISONER IN AN INSTITUTION OF ANOTHER GOVERNMENT AGENCY [I.D.O.C.] THAT AGENCY HAS A DUTY TO GIVE MEDICAL CARE OR SERVICES, NOT ABUSE HIM.
3. THE ABOVE CASE A CLASS-WIDE CIVIL SUIT OF WHICH MR. PETERS FOR AN IDENTIFIED CLASS MEMBER AS NOT RECEIVING MEDICAL AND DENTAL CARE SERVICES, AND THAT REFUSAL OF SERVICES CONTINUED FROM 2014 TO PRESENT, [SEE ATTACHED FILING AND EXHIBITS], NOT TO ABUSE HIM AND WITHHOLD.

Jurisdiction

Jurisdiction IS VESTED UPON THIS COURT BY CHAPTER 85, DISTRICT COURTS JURISDICTION 28 USC § 1331 FEDERAL QUESTION AND AS WELL BY 28 USC § 1361 ACTION TO COMPEL AN OFFICE OF THE UNITED STATES TO PERFORM HIS DUTY,
"THE DISTRICT COURT SHALL HAVE ORIGINAL JURISDICTION OF ANY ACTION IN THE NATURE OF MANDAMUS TO COMPEL AN OFFICE OR EMPLOYEE OF THE UNITED STATES OR ANY AGENCY HEREIN TO PERFORM A DUTY DUE TO THE PLAINTIFF."

4. It Being "Clear the Agency [I.D.O.C.] THE AGENCY of Government Having A Duty to Give MR PETERS His medical and Dental care By Eligibility of the UNITED STATES Department of VETERANS Affairs is not Receiving THAT CARE For His injuries sustained While on Duty to the service of THE UNITED STATES to the UNITED STATES Army. Evidence is shown By documents and Exhibits of the ABOVE captioned case and MR. PETERS Exhibits, grievances and claims, since incarcerated. As well the Attached attempt to stop Imminent Danger of serious physical injury from deprivation of medical services.
 5. That Dennis Mc Donough or His stand and the Agency UNITED STATES Department of Veterans Affairs owes a Duty owed to Plaintiff PETERS to Perform in providing medical and Dental care to him.
 6. That MR. PETERS does not Forfeit His eligibility for medical care when another Government Agency is Failing to Provide that care [I.D.O.C.] another government Agency must Provide THE CARE, it must Default Back to the original Government Agency or PETERS must be Released so He may obtain the care for His suffered injuries,
 7. Under this Jurisdiction the Federal District court may Compel an officer Dennis Mc Donough or His stand or any Agency UNITED STATES Department of Veterans Affairs to perform the Duty owed to MR PETERS to take care of His injuries inflicted upon him By I.D.O.C.
 8. MR PETERS calls upon the court to Exercise its Jurisdiction and order any available option Granting Him Relief Restoring medical and Dental care as outlined above as [F.D.O.C.] continue to Refuse to Provide His medical and Dental care as shown to By Exhibits in His Rule 60 motion Attached as Exhibits. Class Counsel Help is Refused By I.D.O.C., and Southern District has foreclosed relief. He has no ability to stop Abuse.
- JONDER

UNDER F.R.C.P Rule 20 of the UNITED STATES CODE annotated Rule 20(a)

(2)(A) states "Defendants Person - as well as a vessel, cargo or other property subject to admiralty process to them may be joined in one action as defendants if: (A) any right to Relief or assertions against them jointly, severally, or in the alternative with respect to or arising out of the same transaction, occurrence or series of transactions or occurrences,

1. In the alternative Dennis Mc Donough or His stand and the UNITED STATES Department of Veterans Affairs owes MR PETERS a Duty By taking care of His injuries By providing medical and Dental care through the government agencies, and has not done so as its Agencies have failed to provide Him care and continue to Refuse to Provide Him care.

9. Because the United States of America and the Department of Veterans Affairs Hold a Duty to Not Allow PETERS to suffer in excruciating pain from injuries he sustained while on duty serving the United States Army in Defense of the United States and that continues presently because I.D.O.C. is determined to make him suffer needlessly, and by subjecting him to additional abuse without relief.
10. And that joining with Defendants is needed to compel and allow, insure that as the Federal court has taken over the Consent Decree, the Veterans Administration needs to take over headed by Dennis McDonough or his stand Mr. PETERS medical and dental care until such a time it is determined the agency can provide the same level of care, PETERS is entitled too.
11. This type of action has been ordered by District Courts in Chicago under the Chicago Police Department consent decree [N.D. Ill.] with DOT and Federal Police forces as well as in Minnesota, San Antonio and other municipalities with failure of state government agencies' abilities to provide critical services, and is a reasonable application by the courts to insure PETERS receives the care he is entitled too. OR IS HE REQUIRED TO BE SUBJECT TO DEATH?
12. PETERS ASKS THE COURT TO JOINER these Defendants for not providing medical and dental care to him as a service connected Veteran injured on duty while serving the country. As Proxy I.D.O.C. fails to provide medical and dental services for the United States Government to Mr. PETERS as outlined in the Decree. It fails upon the principle to provide PETERS medical and dental care the AGENT Refuses to provide him, on owed duty, and that all the occurrences and transactions arise from the original acts and are continuing.

Wherefore Saint PETERS these hopes and prays this Honorable court order compelling and joiner of Dennis McDonough or his stand and United States Veterans Affairs to provide Mr. PETERS medical and dental care and stop the vindictive abuse by leaving him suffering from refusal of care him and his agency owes a duty to provide.

Date: 2 JANUARY 2025

Respectfully Submitted,

[Signature]
SCOTT PETERS (Pete)
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